

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL ACTION NO. 3:11-CV-525-RJC-DCK**

NEWELL OPERATING COMPANY d/b/a)
ASHLAND HARDWARE SYSTEMS,)
)
 Plaintiff,)
)
)
 v.)
)
TRUTH HARDWARE CORPORATION,)
)
)
 Defendant.)

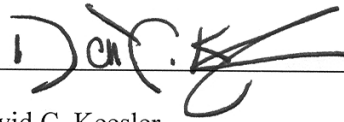
ORDER

THIS MATTER IS BEFORE THE COURT on the “Unopposed Motion To Stay” (Document No. 24) filed October 8, 2012. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. Having carefully considered the motion and the record, and noting that Plaintiff does not oppose the motion, the undersigned will grant the motion.

IT IS, THEREFORE, ORDERED that the “Unopposed Motion To Stay” (Document No. 24) is **GRANTED**.

IT IS FURTHER ORDERED this case is stayed in its entirety pending the outcome of the U.S. Patent & Trademark Office reexamination of the patent-in-suit, including any appeals. The parties shall submit a joint status report apprising the court of the status of the reexamination proceedings on **April 1, 2013** and every three months thereafter. The parties shall also provide notice to the court within one week of final exhaustion of the pending reexamination proceeding, including appeals.

Signed: October 15, 2012



David C. Keesler
United States Magistrate Judge

